

**2015 CITY OF SAN JOSE – MEF/CEO NEGOTIATIONS  
TENTATIVE AGREEMENT**

**CEO COUNTERPROPOSAL TO CITY – LEAVES**

City Proposed Language:

**ARTICLE 17 VACATION AND PERSONAL LEAVE**

**17.2 Vacation Leave**

Use of accrued vacation or personal leave is subject to the advance approval of the Department Director or designee. Any and all leaves granted pursuant to this Article shall be granted at such time or times as will not reduce the number of employees below that which is reasonably necessary for the efficient conduct of the public business of such department, except no employee who is authorized to take a leave for vacation purposes shall be required to commence such leave at a time other than the beginning of a work week, unless he/she elects or consents to commence such leave at another and different time. Subject to the above provisions, preference of vacation leave timing in any calendar year shall be determined by the relative length of time served by each employee in the classification in which he/she is employed in a department of the City Government and by the length of time during which such employee has worked on any shift, if more than one shift is worked by employee in such classification. Employees shall submit written requests to their immediate supervisor or designee for all vacation leave in advance and as early as practical. Written response to the leave request will be provided back to the employee within ten (10) working days of the receipt of the written requests. If a written response is not received by the employee within ten (10) working days, the request may be submitted to the Department Director or designees and/or the Office of Employee Relations. Nothing in this section shall interfere with an established vacation scheduling procedure.

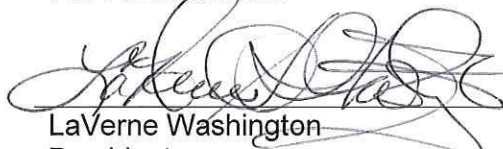
*\*This agreement is considered tentative and shall not be considered final or binding until a final agreement on all terms has been reached and both ratified by union members and approved by the City Council.*

**FOR THE CITY:**

  
Jennifer Schembri  
Interim Director of  
Employee Relations

5/26/15  
Date

**FOR THE UNION:**

  
LaVerne Washington  
President  
CEO, AFSCME Local 101

05/26/15  
Date

  
Charles Allen  
Business Agent  
AFSCME, Local 101

6-4-15  
Date